

Remarks

Applicant respectfully requests that this Amendment After Final Action be admitted under 37 C.F.R. § 1.116.

Applicant submits that this Amendment presents claims in better form for consideration on appeal. Furthermore, applicant believes that consideration of this Amendment could lead to favorable action that would remove one or more issues for appeal.

Claims 16 and 19-28 have been amended. No claims have been canceled. Therefore, claims 1 and 3-28 are now presented for examination.

Claims 16-18 stand objected to under 37 CFR 1.75(c), as being of improper dependent form for failing to further limit the subject matter of a previous claim. In addition, claims 23 and 28 stand objected to because of various informalities. Further, claims 19-28 stand rejected under 35 U.S.C. §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Applicant submits that claims 16, 19, 21, 23, 24 and 28 have been amended to appear in proper condition for allowance.

Applicant acknowledges the allowance of claims 1, 2 and 4-11. In addition, applicants acknowledge that claims 16-18, would be allowable if rewritten to overcome the objection, and claims 22, 23, 27 and 28 would be allowable if rewritten to overcome the rejections under 35 U.S.C. 112, second paragraph and to include all of the limitations of the base claim and any intervening claims.

Claims 19-21 and 24-26 stand rejected under 35 U.S.C. §102(b) as being anticipated by Shiell et al. (U.S. Patent No. 5,935,241). Applicant submits that the rejection has been obviated by the amendment of claims 19 and 24, since claims 19 and

24 each include a feature that the Office Action has indicated as allowable. For instance, claims 19 and 24 include a process of determining whether a first instruction includes a command to load a profile if a first instruction has not been designated to be stored in a first buffer and loading the profile in a second buffer if the first instruction has not been designated to be stored in the first buffer. Applicant, therefore, submits that the rejection has been overcome, and that the claims are in condition for allowance. Accordingly, applicant respectfully requests the rejections be withdrawn and the claims be allowed.

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

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